

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

DARBY TENNAL,

Plaintiff,

v.

SPOKANE COUNTY SHERIFF,

Defendant.

NO. CV-04-248-RHW

ORDER OF DISMISSAL

A Complaint in the above-entitled action was filed July 16, 2004 (Ct. Rec. 1). The Return of Service was filed on July 23, 2004 (Ct. Rec. 2). On June 9, 2005, the Court issued an order to show cause why the action should not be dismissed for failure to prosecute (Ct. Rec. 3). No response has been filed.

Accordingly, **IT IS HEREBY ORDERED:**

1. The case is **DISMISSED WITHOUT PREJUDICE** pursuant to Fed. R. Civ. P. 4(m).

IT IS SO ORDERED. The District Court Executive is hereby directed to enter this order and to furnish copies to Plaintiff and Defendant.

DATED this 27th day of June, 2005.

s/ ROBERT H. WHALEY
United States District Judge

Q:\CIVIL\2004\Tennal.showcause.ord.wpd